

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

<b>TYRONE P. JAMES,</b>	:	
	:	
<b>Plaintiff</b>	:	
	:	<b>No. 1:CV-01-1015</b>
<b>v.</b>	:	
	:	<b>(Judge Kane)</b>
<b>YORK COUNTY POLICE</b>	:	<b>(Magistrate Judge Mannion)</b>
<b>DEPARTMENT; AGENT JAMES H.</b>	:	
<b>MORGAN; DET. RICHARD</b>	:	<b>Electronically Filed</b>
<b>PEDDICORD; DET. RAYMOND E.</b>	:	
<b>CRAUL; SGT. GENE FELS; DET.</b>	:	
<b>ANTHONY GLOWCZEWSKI; AGENT</b>	:	
<b>RANDY SIPES; and AGENT BRIAN</b>	:	
<b>WESTMORELAND,</b>	:	
<b>Defendants</b>	:	

**DEFENDANT MORGAN AND CRAUL’S MOTION FOR AN  
ENLARGEMENT OF TIME TO RESPOND TO PLAINTIFF’S REQUEST  
FOR ADMISSIONS**

On March 2<sup>nd</sup> and 19<sup>th</sup>, Defendants Morgan and Craul, respectively, each received Plaintiff’s Request for Admissions. Pursuant to Fed. R. Civ. P. 36(a), responses to requests for admissions are due within 30 days “or within such...longer time as the court may allow[.]” Defendants Morgan and Craul hereby move the Court for an enlargement of time in which to file a response to Plaintiff’s Request for Admissions, and in support thereof state as follows:

1. Defendant Morgan is no longer employed by the Pennsylvania Office of Attorney General, and does not reside in the immediate vicinity of

Harrisburg, Pennsylvania. As of April 12, 2004, undersigned Defense Counsel is in the process of securing the admission responses from Defendant Morgan.

2. Defendant Craul is not employed by the Pennsylvania Office of Attorney General, nor does he reside in the immediate vicinity of Harrisburg, Pennsylvania. Undersigned Defense Counsel is in the process of securing the admission responses from Defendant Craul.

3. As a result, undersigned Defense Counsel is in need of additional time in which to prepare and file an appropriate response to Plaintiff's Request for Admissions.

4. Counsel for Defendants respectfully requests an enlargement of time until May 3, 2004, in which to file a response to Plaintiff's Request for Admissions.

5. Granting this enlargement will not unreasonably delay this matter nor prejudice the rights of the Plaintiff.

WHEREFORE, the Court should grant Defendants Morgan and Craul an enlargement of time until May 3, 2004, in which to file a response to Plaintiff's Request for Admissions.

**Respectfully submitted,**

**GERALD J. PAPPERT**  
**Attorney General**

**By: s/Jason C. Giurintano**  
**JASON C. GIURINTANO**  
**Deputy Attorney General**  
**I.D. No. 89177**

**Office of Attorney General**  
**Civil Litigation Section**  
**15th Floor, Strawberry Square**  
**Harrisburg, PA 17120**

**Date: April 12, 2004**

**SUSAN J. FORNEY**  
**Chief Deputy Attorney General**  
**Chief, Litigation Section**  
  
**Counsel for Defendants**

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<b>RANDY SIPES; and AGENT BRIAN</b>	:	
<b>WESTMORELAND,</b>	:	
<b>Defendants</b>	:	

**CERTIFICATE OF SERVICE**

I, Jason C. Giurintano, Deputy Attorney General for the Commonwealth of Pennsylvania, Office of Attorney General, hereby certify that on April 13, 2004, I caused to be served a true and correct copy of the foregoing document entitled Defendants' Motion to Enlarge Deadline for Admissions Response by depositing same in the United States Mail, first-class postage prepaid to the following:

Tyrone P. James, EX-9451  
SCI Rockview  
P.O. Box A  
Bellefonte, PA 16823

Donald L. Reihart  
3015 Eastern Boulevard  
York, PA 17402-3026

**s/Jason C. Giurintano**  
**JASON C. GIURINTANO**  
**Deputy Attorney General**